

09/412082

From: MARTIN & FERRARO, LLP (OH)

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#465 P.001/006

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FACSIMILE TRANSMITTAL

TO:

FROM:

Name: Office of Patent Publication
Certificate of Corrections Branch

Name: Thomas H. Martin

Firm: U.S. Patent & Trademark Office

Phone No.: 330-877-2277

Fax No.: 571-273-8300

No. of Pages (including this): 6

Subject: Request for Certificate of Correction

Date: November 15, 2007

U.S. Patent No. 7,291,149

Issued: November 6, 2007

Gary Karlin Michelson

METHOD FOR INSERTING INTERBODY SPINAL

FUSION IMPLANTS

Attorney Docket No.: 101.0052-01000

Customer No. 22882

Certificate

NOV 19 2007

of Correction

Confirmation Copy to Follow: No

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Request for Certificate of Correction (\$100.00 fee is to be charged to Deposit Account No. 50-3726) with 1 sheet of Form PTO-1050 (in duplicate) and 1 page of supporting documents are being facsimile transmitted to the U.S. Patent and Trademark Office on November 15, 2007.



Sandra L. Blackmon

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NOV 15 2007

PATENT
Attorney Docket No. 101.0052-01000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent of:)
Gary Karlin Michelson)
Patent No.: 7,291,149) (Serial No.: 09/412,082)
Issue Date: November 6, 2007) (Filed: October 4, 1999)
For: METHOD FOR INSERTING INTERBODY)
SPINAL FUSION IMPLANTS)

Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR CERTIFICATE OF CORRECTION

Pursuant to 35 U.S.C. § 254 and 255 and 37 C.F.R. §§ 1.322 and 1.323, this is a request for the issuance of a Certificate of Correction in the above-identified patent. Two (2) copies of Form PTO-1050 are appended. The complete Certificate of Correction involves one (1) page.

The mistakes identified in the appended Form, except for the insertion of the missing references, are of a clerical or typographical nature or of minor character, and resulted from an error made in good faith by Applicant.

The remaining mistakes identified in the appended Form occurred through the fault of the Patent Office, as clearly disclosed by the records of the application which matured into this patent, and as evidenced in the attached copy of page 1 of the February 15, 2001 IDS Form PTO-1449 showing the missing U.S. patent document and three (3) missing Great Britain patent documents.

The requisite fee of \$100.00 as set forth in 37 C.F.R. § 1.20(a) to cover the costs of issuing this Certificate is to be charged to Deposit Account No. 50-3726.

Should any additional fees be needed, authorization is hereby given to charge any fees due in connection with the filing of this request to Deposit Account No. 50-3726.

11/16/2007 VBUI11 00000033 503726 09412002
01 FC:1811 100.00 DA

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Issuance of the Certificate of Correction containing the correction is earnestly requested.

Respectfully submitted,

MARTIN & FERRARO, LLP

Dated: November 15, 2007

By: 

Thomas H. Martin

Registration No. 34,383

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PTO/SB/44 (04-05)
(Also Form PTO-1050)UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 7,291,149
APPLICATION NO. : 09/412,082
ISSUE DATE : November 6, 2007
INVENTOR(S) : Gary Karlin Michelson

Page 1 of 1

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title Page 3, Section (56) References Cited:

U.S. Patent Documents, after line 21: add -- 5,279,292 01/1994 Baumann --;
Foreign Patent Documents, first column, line 13: change "9/1985" to -- 4/1986 --;
Foreign Patent Documents, second column, line 13: delete "FR 0 179 695 4/1986";
Foreign Patent Documents, second column, after line 15: Insert the following:
-- GB 1291470 10/1972
GB 1492990 11/1977
GB 1531487 11/1978 --; and

Other Publications, line 7, change "Compressilon" to -- Compression --.

Title Page 4, Section (56) References Cited:

Other Publications, second column, line 2, change "Phychiatry" to -- Psychiatry --.

Column 18:

Line 10: change "morphogenic" to -- morphogenetic --.

Mailing Address of Sender:
Martin & Ferraro, LLP
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PATENT NO. 7,291,149

NOV 20 2007

PTO/SB/44 (04-05)
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OMB 0651-0031

Substitute for FORM PTO-1449		Attorney Docket Number 101.0052-01000		Application Number 09/412,082		
INFORMATION DISCLOSURE CITATION IN AN APPLICATION		Applicant Gary Karlin Michelson				
(Use several sheets if necessary) Sheet <u>1</u> of <u>2</u>		Filing Date October 4, 1999		Group Art Unit 3732		Examiner M. Brown
U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
/MB/	5,279,292	01/1994	Baurmann			
FOREIGN PATENT DOCUMENTS						
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION (YES/NO)
/MB/	0 162 005	11/1985	Europe			Abstract Only
	0 179 695	08/1985	Europe			Yes
	2 581 336	11/1986	France			Abstract Only
	2 285 729	07/1970	France			U.K. Equivalent GB 1531487
	2 703 580	10/1994	France			Abstract Only
	1 981 531	07/1970	Germany			U.K. Equivalent GB 1291470
	24 46 039	04/1975	Germany			U.K. Equivalent GB 9492990
	31 01 333 A1	12/1981	Germany			Abstract Only
	31 32 520 A1	08/1982	Germany			Abstract Only
	35 05 567 A1	08/1986	Germany			Abstract Only
	36 08 163 A1	09/1987	Germany			Abstract Only
	41 04 359 A1	08/1992	Germany			U.S. Equivalent US 5,279,292
	43 02 387 A1	07/1993	Germany			Abstract Only
	1291470	10/1972	Great Britain			N/A
	1492990	11/1977	Great Britain			N/A
	1531487	11/1978	Great Britain			N/A
	57-29348	02/1982	Japan			U.S. Equivalent US 4,349,821
	60-31708	02/1985	Japan			Yes
	60-43984	03/1985	Japan			Yes
	61-122859	06/1986	Japan			U.S. Equivalent US 4,759,766
	62-155846	07/1987	Japan			Yes
	1107854	08/1984	Soviet Union	823	17	Yes
V	1124960	11/1984	Soviet Union			Abstract Only